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1055 U.S. PTO

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1055 U.S. PTO
09/05/01
05/16/01

Express Mail #EL611014188US

Box Patent Application
Asst. Commissioner for Patents
Washington, DC 20231

OFGS File No. : P/2613-41
Inventor : Michael Lax et al.
Title : CASE WITH INTERNAL LOCK

Enclosed herewith please find the following documents in the above-identified application for United States Letters Patent:

- ☒ Print EFS Data Sheet
- 57 Pages of Specification including Abstract and Claims
- 81 Numbered Claims Calculated as 81 Claims for Fee Purposes
- 59 Sheets of Drawing Containing Figures 1 to 60
- ☒ Declaration and Power of Attorney (Unsigned)
- ☒ Petition to Make Special and Check No. 4696 For \$130.00
- ☒ Declaration by Richard LaCava
- ☒ Declaration by Michael Lax
- ☒ Priority is Claimed under 35 U.S.C. §119
- Convention Date March 29, 2001 for U.S. Patent Appln. S.N. [Atty.Docket No. P/2613-36]
- Convention Date July 31, 2000 for U.S. Patent Appln. S.N. 60/221,953.
- ☒ Small Entity Status is claimed.
- ☒ Information Disclosure Statement; Form PTO-1449 and enclosures therein
- ☒ Return-Addressed Post Card

OFGS Check No. 4701, which includes the fee of \$2,608.00, calculated as follows:

Basic Filing Fee: \$ 710.00

Additional Filing Fees:

61 Total Number of Claims in Excess of 20, times \$18: 1,098.00

10 Number of Independent Claims in Excess of 3, times \$80: .. 800.00

One or More Multiple Dependent Claims: Total \$270.

Total Filing Fees or

TOTAL Filing Fee and Assignment Recording Fee: \$2,608.00

In the event the actual fee is greater than the payment submitted or is inadvertently not enclosed, or if any additional fee during the prosecution of this case is not paid, the Patent and Trademark Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

EXPRESS MAIL CERTIFICATE

Respectfully submitted,

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee (mail label #EL611014188US) in an envelope addressed to: Asst. Commissioner for Patents, Washington, D.C. 20231, on May 16, 2001:

Dorothy Jenkins

Name of Person Mailing Correspondence

Dorothy Jenkins

Signature

May 16, 2001

Date of Signature

DAM:SSR:sak

Steven S. Rubin

Registration No.: 43,063

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P/2613-4



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

New York, New York

Michael Lax, et al.

Date: May 16, 2001

Serial No. : To be Assigned

Group Art Unit: --

Filed : Herewith

Examiner: --

For: CASE WITH INTERNAL LOCK

Assistant Commissioner for Patents
Washington, D.C. 20231

PETITION TO MAKE SPECIAL UNDER 37 C.F.R. §1.102

Sir:

Applicants petition, pursuant to 37 C.F.R. §1.102 and M.P.E.P. §708.02 II, to make the attached application entitled **CASE WITH INTERNAL LOCK** special so that said application can be examined out of turn. The basis for this petition is the presence of an actual infringing product on the market which infringes at least one of the claims in the application. The infringing product is described in a competitor's marketing brochure which indicates that the product will be made available by Autumn 2001.

Enclosed please find:

1. A declaration by an inventor of the above-referenced application, Michael Lax, indicating that there is at least one device or product on the market ("infringing product") that Mr. Lax believes infringes at least some of the claims in the application. This Declaration also indicates that Mr. Lax has good knowledge of the pertinent prior art relating to the claimed subject matter.

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2. A declaration by Richard LaCava, one of applicant's attorneys, indicating that a rigid comparison has been made between the above-referenced alleged infringing product and the claims of the application and that, in Mr. LaCava's opinion, at least some of the claims are unquestionably infringed.

3. A submission including one copy of each of the references deemed most closely related to the subject matter encompassed by the claims in the application.

4. The fee of \$130.00 for filing this petition required by 37 C.F.R. §1.17(i).

In light of the above, granting of this Petition to Make Special is respectfully requested.

In the event the actual fee is greater than the payment submitted or is inadvertently not enclosed or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge the under-payment to Deposit Account No. 15-0700.

EXPRESS MAIL CERTIFICATE

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail to Addressee (mail label #EL611014188US) in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on May 16, 2001:

Dorothy Jenkins

Name of Person Mailing Correspondence


Signature

May 16, 2001

Date of Signature

DAM:RL:mpl

Respectfully submitted,



Richard LaCava

Registration No.: 41,135

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